

APR 02 2012

David J. Bradley, Clerk of Court

(1)

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

LOUIS CHARLES HAMMON II., "Complaint"

HARRIS COUNTY TEXAS INMATE "JURY DEMAND"

V.

NORTH TEXAS STATE HOSPITAL ET, AL.,  
JIM SMITH "SUPERINTENDANT"

KELLY BOYD "PROGRAM DIRECTOR"

NITA PATTERSON "NURSE PRACTITIONER"

NTSH Collectively Defendant  
VERNON CAMPUS

4730 COLLEGE DRIVE TX. 76384

Comes Now the PROSE Plaintiff herein  
NEGRO AFRICAN MALE AGE 50 YEARS old  
Protected By THE UNITED STATES

(2.)

AMERICAN DISABILITY ACT., PROCEEDING TO SE  
BRINGS THIS CIVIL RIGHTS ACTION PURSUANT  
TO 42 U.S.C. § 1983 AGAINST NORTH  
TEXAS STATE HOSPITAL, FOR CAUSE OF ACTIONS

① MEDICAL MALPRACTICE, MEDICAL NEGLIGENCE

② CIVIL RIGHTS VIOLATION OF THE PLAINTIFF

(14) AMENDMENT EQUAL PROTECTION, AND 8<sup>TH</sup>

CRUEL AND UNUSUAL PUNISHMENT AND "DUE PROCESS"

③ RETALIATION, DISCRIMINATION

④ AID AND ABETTING, BREACH OF FIDUCIARY DUTY

⑤ INTENTIONAL INFLICTION OF EMOTIONAL  
DISTRESS AND MENTAL ANGUISH

⑥. AID AND ABETTING PHYSICAL BATTERY

(7) CONSPIRACY AGAINST CIVIL ACTIONS

(3.)

VENUE

PRO SE PLAINTIFF LOUIS CHARLES HAMILTON II  
STATE THAT THE PLAINTIFF RESIDE IN THE  
SOUTHERN DISTRICT OF TEXAS AND UNDER ORDER  
OF THE STATE OF TEXAS 232 HARRIS COUNTY  
DISTRICT COURT PRO SE PLAINTIFF WAS DECLARED  
UNABLE TO UNDERSTAND THE CRIMINAL CHARGES  
AND OR INCOMPETENT WHICH IS "BOGUS" AND  
SAID STATE OF TEXAS WAS AT THE TIME OF  
ARREST A DEFENDANT, HOWEVER THE STATE  
OF TEXAS IS ALREADY A DEFENDANT FOLLOWING  
THE ARREST OF PLAINTIFF ON SEPTEMBER 23, 2011  
\*SEE HAMILTON V. TEXAS ET AL, U.S. DOCKET  
NO. H-11-4256 BEFORE THE HONORABLE

(4.)

COURT JUSTICE DAVID HITTNER, UNITED STATES  
DISTRICT JUDGE.

Plaintiff DECLARE, ASSERT AND AFFIRM  
BEFORE THE HONORABLE COURT THAT THIS  
UNITED DISTRICT FEDERAL COURT HAS SUBJECT  
MATTER OVER A SUBSTANTIAL PART OF THE  
EVENT GIVING RISE TO THE CLAIMS HEREIN IN THE  
INTEREST OF JUSTICE

III.

FACTS

PRO SE PLAINTIFF LOUIS CHARLES HAMILTON II  
HEREIN STATE, DECLARE, AND AFFIRM UNDER PENALTY  
OF PERJURY THAT THE FOREGOING IS TRUE AND  
CORRECT PURSUANT TO 28 U.S.C. § 1746).

(15.)

THAT THE PLAINTIFF HAVING BEEN ASSAULTED  
TWICE!

① "FIRST ATTACK" THE PRO SE PLAINTIFF WAS  
JUST STANDING CLEAR OF ANY PERSONS NEXT  
TO "TWO PSYCHIATRIC NURSING ASSISTANT"  
WHEN INMATE "HARICOL MENDOZA" JUST  
WALKED UP PUNCH THE PLAINTIFF IN HIS  
RIGHT UPPER CHEST RIB AREA!

THE PLAINTIFF WAS CAUGHT OFF GUARDS AND  
COMPLETELY BY A BIG WAKE UP SURPRISE

THIS INMATE "HARICOL MENDOZA" USED  
REAL FORCE TO TRY AND BREAK THE PLAINTIFF  
RIB, CAUSING EXTREME PAIN, SUFFERAGE &

(6.)

Discomfort for over a week to even  
 Breathe in Air - which to over 30 Day  
 for this even to Breathe Air to Return  
 Back to Normal, further require the  
 Plaintiff to be under doctor care with  
 X-Ray involved. This Act occurred in  
 February of 2012!

#### IV.

Pro Se Plaintiff never even spoken a  
 word in the past with inmate "Harold  
 Mendez" concerning anything nor upon  
 the Law of Self-Defense that "Harold  
 Mendez" is justified in using force  
 against the Plaintiff when and to the

(7).

DEGREE "HARCOL MENDEN" BELIEVES THE FORCE IS IMMEDIATELY NECESSARY TO PROTECT HIMSELF FROM THE PLAINTIFF HEREIN LOUIS CHARLES HAMPTON II, FOR THE ATTEMPTED USE OF UNLAWFUL FORCE "HARCOL MENDEN" REASONABLY BELIEVES HE IS UNDER ATTACK AND THERE IS CREATED IN THE MIND OF SUCH REASONABLE EXPECTATION OR FEAR OF SOME BODILY INJURY, AS IT APPEARED TO INMATE "HARCOL MENDEN" FROM HIS STANDPOINT AT THE TIME!

## V.

PRO SE PLAINTIFF STATE BEFORE THE HONORABLE COURT JUSTICE THAT INMATE "HARCOL

(8.)

MENDEZ" AFTER HIS ATTACK AT THE TIME AND PLACE IN QUESTION, INMATE "HARICOL MENDEZ" DID THIS TO BENEFIT THE USE OF UNLAWFUL FORCE AND WAS AT NO TIME IN THE NEED OF SELF-DEFENSE —

INMATE "HARICOL MENDEZ" HAVING ~~POUNCE~~ PUNCH-OUT AND ATTACK INMATES LISTED AS:

- ① CHRISTOPHER GARCIA
- ② JOSEPH JEDDEY
- ③ ELMER EARL JR. AND
- ④ WENDELL WALKER

WITH THE PLAINTIFF BEING ADDED TO THIS LIST, FOR WHICH THE PLAINTIFF LEARN THAT HE WAS ATTACK BECAUSE "HARICOL MENDEZ" WAS ATTEMPTING TO BUILD A "NO GUILTY



(9.)

By REASON OF INSANITY " FOR A CRIME  
 OF RAPE OF A 13 YEAR OLD GIRL, WHICH  
MR. HARICOL MENDEZ "COOKED MIND" FIGURE  
 THAT BY COMING TO "NORTH TEXAS STATE HOSPITAL"  
 HE HAS A MENTAL ILLNESS, SAY HE DID NOT  
 DO THE SAID DESCRIBED CRIME OF "RAPE"  
 BUT A VOICE IN HIS HEAD TOLD HIM TO DO IT

## VI

MOREOVER THIS INMATE HARICOL MENDEZ  
 NOW HANGING WITH OTHER INMATES SAYING  
 THE "DEVIL" TOLD HIM TO STRIKE THE  
 PROSE PLAINTIFF LOUIS CHARLES HAMILTON II

## VII

AFTER THIS THE PSYCHIATRIC NURSING

(10).

ASSISTANT, JUST CHARTED THE ATTACK UPON THE PLAINTIFF LIKE INMATE "HARICOL MENDEZ" DONE TO OTHERS AS DESCRIBED IN PARAGRAPH (5) ABOVE NOW WITH THE PRO SE PLAINTIFF BEING A ADDED VICTIM, FURTHER THE PHYSICIAN PRESCRIBED SOME MEDICINE TO HELP INMATE "NOWLAUGHING" TO ~~DOWN~~ CLAM DOWN AND NEVER ACQUIRE ADDITIONAL ASSAULT CHARGES OF CRIMINAL ASSAULT OF THE ACTIONS OF INMATE "HARICOL MENDEZ" TO INCLUDE AFTER INMATE "HARICOL MENDEZ" ATTACKED 4 INMATES AS DESCRIBED IN PARAGRAPH V ABOVE, WITH THE PRO SE PLAINTIFF ADDED ON THIS LIST, THE CO-DEFENDANT

(11.)

NITA PATTERSON N.P. AND OR DEFENDANT  
 NORTH TEXAS STATE HOSPITAL ET AL., STAFF,  
 REFUSED TO CONTROL INMATE "HARICOL  
 MENDER" BY WAY OF RELOCATION TO  
 (B M T P) BEHAVIOR MANAGEMENT  
 TREATMENT PROGRAM IN ANOTHER BUILDING  
 WHERE INMATES ARE "LOCK DOWN," RESTRAINED  
 AND KEPT SAFE AWAY FROM POPULATIONS  
 SUCH AS THE PRO SE PLAINTIFF HEREIN!

### VIII

THE PRO SE PLAINTIFF STATE BEFORE THE  
 HONORABLE COURT THAT "HARICOL MENDER"  
 MADE THE FURTHER THREAT THAT ONCE  
 HE IS FREE AGAIN HE WAS GOING TO

(12.)

Kick the Plaintiff "Black Ass" which the Plaintiff later that day walk into Cell Block-B and "Beat the CRAP" out of "MR. HARICO Mendez". Follow which "MR. HARICO Mendez" was set free a week later from being punished by Medication's "ONLY". He try to attack the Plaintiff, and kept on MAKING VERBAL PROVOCATION of THREATEND to Commit a Future PHYSICAL ATTACK! Again :-

## IX

(B) "Second Attack" the PRO SE Plaintiff WAS SLEEPING in the Day Room when Inmate "RAMSEY VEGA" Just walked up

(13).

AND PUNCHED THE PRO SE PLAINTIFF IN THE  
LEFT EYE CAUSING A BLACK EYE, SWOLLEN  
FOR OVER ONE AND A HALF WEEKS WITH  
"CUT SCARS"!

THE NIGHT BEFORE HE "MR. RAMSEY VEGA"  
ATTEMPTED TO ATTACK ANOTHER INMATE OVER  
"POP CORN" WHILE PSYCHIATRIC NURSING  
ASSISTANT "ROBERT WESLEY", RESTRAIN INMATE  
"RAMSEY VEGA" ON THE BED UNTIL HE CP  
ARRIVED WHICH THE PLAINTIFF WAS PRESENT,  
FURTHER INMATE "RAMSEY VEGA" SCREAM  
"FUCK YOU NIGGER" POINTING AT THE PLAINTIFF  
X.

DURING THE WEEKS OF MARCH 1<sup>st</sup> THROUGH

(14.)

OUT 24<sup>th</sup> "TWICE" MR. "RAMSEY VEGA"  
BEEN EXHIBITING EVIDENCE BEYOND A REASONABLE  
DOUBT BY MANNER AND MEAN'S FURTHER  
IN REPLY OF VERBAL PROVOCATION ALONE  
THAT THE PLAINTIFF MAKE A EXPECTATION  
OF FEAR OF SOME FURTHER SORT OF BODILY  
INJURY SHALL OCCURED TO THE PLAINTIFF  
AFTER THE "WEEK TIME OUT" MR. RAMSEY  
VEGA" WAS ON, WITH THE LAST THREAT  
OF SCREAMS OF KILLING ME THE NIGGER  
PLAINTIFF WHICH "PSYCHIATRIC NURSING  
ASSISTANT" ROBERT WESLEY" HAD TO PULL  
SAID MR. RAMSEY VEGA" FROM THE  
DOOR WAY WHILE ON LOCKER INMATES

(15.)

LAUGH AND RIDICULE THE PROSE PLAINTIFF  
 WITH A DEGREE OF CONTEMPT FOR THE  
 SUBJECT OF THE REMARKS OF HURTING A  
 "NIGGER"! WITH THE FURTHER RIDICULE  
 OF THE PLAINTIFF ALREADY RECEIVED INJURY  
 OF A SWOLLEN BLACK CUT UP EYE!

## XI

THE PROSE PLAINTIFF STATE THAT DURING THE  
 WEEK OF MARCH 25<sup>TH</sup> 31<sup>ST</sup> OF MARCH 2012  
 THE PLAINTIFF SUFFERAGE IN ADDITION TO  
 A "SWOLLEN BLACK & CUT UP LEFT EYE"  
 "BLEEDING ULCER" FROM BAD NERVES  
 ASSOCIATED WITH THE ACTIONS OF  
 HARIBOH MENDEZ, AND RAMSEY VEGA

(17.)

Court Justice By the term "REASONABLE BELIEF" AS USED HEREIN IS MEANT A BELIEF THAT WOULD BE HELD BY AN ORDINARY AND PRUDENT PERSON IN THE SAME CIRCUMSTANCES AS THE PRO SE PLAINTIFF LOUIS CHARLES HAMILTON JR NEGRO INMATE # 022559768!

## XII ~~XXXX~~.

THE PRO SE PLAINTIFF STATE, DECLARE, AND AFFIRM, BEFORE THE HONORABLE COURT JUSTICE THAT ON MARCH 26<sup>TH</sup> 2012 AT 9:30 AM NORTH TEXAS STATE HOSPITAL SOCIAL WORKER NAME "SHELBY" TOOK THE THE PLAINTIFF INTO THE KITCHEN AND STARTED IN A "HOSTILE FASHION" THAT THE TREATMENT



(18.)

TEAM "NITA PATTERSON" WAS GOING TO LET  
 "RAMSEY VEGA" FREE BACK INTO NORTH TEXAS  
 STATE HOSPITAL INMATE POPULATION!!!

FURTHER SCREAMING AT THE PLAINTIFF NOT  
 TO HAVE FURTHER FIGHTS WITH "RAMSEY  
 VEGA" WHICH PLAINTIFF STATED HE NEVER HAD  
 A FIGHT IN THE "FIRST PLACE" BUT WAS ATTACK  
 WHILE ASLEEPING!

~~XXXXXXXXXX~~ ~~XXXXXXXXXX~~ XIII

PRO SE PLAINTIFF STATE BEFORE THE HONORABLE  
 COURT JUSTICE "HAT" AT 10:20 ~~PM~~ ON  
 MARCH 26~~TH~~ 2012 AM HOUR RAMSEY  
 VEGA WAS "TURN LOOSE" AND WAS IN THE  
 "POOL TABLE ROOM" WALKING AROUND

(19.)

With a "Pool stick" looking hard at the Plaintiff through the window of the Weight Room while playing pool!

Plaintiff Instantly became ALARM to see that not only did co-Defendant "Nita Patterson" let this "MAD MAN FREE" but also allowed him access to a "WEAPON", namely a "Pool stick", to include "Ramsey Vega" having already attack several other inmates with the include of inmate "Keyione Scott" another Negro inmate!

Pro Se Plaintiff kept a close watch upon "Ramsey Vega" while the staff